

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF THE ENVIRONMENT**

NOTICE OF PERMIT ACTION

Notice is hereby given that, pursuant to 40 CFR 51.611 and D.C. Official Code § 2-505, and 20 DCMR § 206, the Air Quality Division (AQD) of the District Department of the Environment located at 51 N Street, N.E., Washington, DC, intends to issue a permit to the Cello Partnership (DBA Verizon Wireless) to install and operate one (1), one hundred thirty (130) kW, natural gas fired emergency generator at 1301 Delaware Avenue, SW and one (1), seventy five (75) kW ultra low sulfur diesel fired emergency generator at 4651 Nannie Helen Borroughs Avenue, N.E.

The proposed permits to install and operate the emergency generators are available for public review at AQD and copies may be made between the hours of 8:15 a.m. and 4:45 p.m. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Abraham T. Hagos at (202) 535-1354.

Interested persons may submit written comments within 30 days of publication of this notice. The written comments must include the person's name, telephone number, affiliation, if any, mailing address, and statement outlining the air quality issues in dispute and any facts underscoring those air quality issues. All relevant comments will be considered in issuing the final permit. **Written comments postmarked after April 7, 2008 will not be accepted.**

Address written comments to:

Stephen S. Ours,
Chief, Permitting and Enforcement Branch
Air Quality Division
District Department of the Environmental
51 N Street, N.E., 3rd Floor
Washington D.C. 20002.

For more information, please contact Abraham T. Hagos, at (202) 535-1354.

DISTRICT DEPARTMENT OF THE ENVIRONMENT**NOTICE OF PERMIT ACTION**

Notice is hereby given that, pursuant to 40 CFR 51.161, and D.C. Official Code §2-505, the Air Quality Division (AQD) of the District Department of the Environment (DDOE), located at 51 N Street, NE, Washington, D.C., intends to issue a permit to install and operate one (1) 186 kW diesel emergency generator at the Superior Concrete Materials Inc. located at 1601 South Capital Street, S.W. Washington D.C.

The application to construct/operate the generator and the draft permit are available for public inspection at AQD and copies may be made between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Olaniyan Tajudeen at (202) 535-2998.

Interested persons may submit written comments within 30 days of publication of this notice. The written comments must also include the person's name, telephone number, affiliation, if any, mailing address and a statement outlining the air quality issues in dispute and any facts underscoring those air quality issues. All relevant comments will be considered in issuing the final permit.

Comments should be addressed to:

Stephen S. Ours
Chief, Permitting and Enforcement Branch
Air Quality Division
District Department of the Environment
51 N Street, NE
Washington D.C. 20002

No written comments postmarked after March 29, 2008 will be accepted.

For more information, please contact Olaniyan Tajudeen at (202) 535-2998.

DISTRICT DEPARTMENT OF THE ENVIRONMENT**NOTICE OF PERMIT ACTION**

Notice is hereby given that, pursuant to 40 CFR 51.161, and D.C. Official Code §2-505, the Air Quality Division (AQD) of the District Department of the Environment (DDOE), located at 51 N Street, NE, Washington, D.C., intends to issue a permit to install and operate one (1) 200 kW diesel emergency generator located at 2021 L Street, N.W. Washington D.C.

The application to construct/operate the generator and the draft permit are available for public inspection at AQD and copies may be made between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Olaniyan Tajudeen at (202) 535-2998.

Interested persons may submit written comments within 30 days of publication of this notice. The written comments must also include the person's name, telephone number, affiliation, if any, mailing address and a statement outlining the air quality issues in dispute and any facts underscoring those air quality issues. All relevant comments will be considered in issuing the final permit.

Comments should be addressed to:

Stephen S. Ours
Chief, Permitting and Enforcement Branch
Air Quality Division
District Department of the Environment
51 N Street, NE
Washington D.C. 20002

No written comments postmarked after March 29, 2008 will be accepted.

For more information, please contact Olaniyan Tajudeen at (202) 535-2998.

EXECUTIVE OFFICE OF THE MAYOR
Serve DC

PUBLIC NOTICE

NOTICE OF FUNDING AVAILABILITY

DISTRICT OF COLUMBIA
COMMISSION ON NATIONAL AND COMMUNITY SERVICE

DC Citizen Corps Emergency Preparedness Grants

Notice: ATTENDANCE AT A TECHNICAL ASSISTANCE SESSION IS REQUIRED IN ORDER TO BE ELIGIBLE TO APPLY FOR THIS GRANT. SESSIONS ARE SCHEDULED FOR MARCH 26, 2008 FROM 5:00PM-7:00PM AND APRIL 22, 2008 FROM 5:00PM-7:00PM AT ONE JUDICIARY SQUARE, 441 4TH STREET NW, WASHINGTON, DC, 11TH FLOOR, SOUTH. REGISTRATION REQUIRED.

Summary: Serve DC, the DC Commission on National and Community Service, announces the availability of DC Citizen Corps Emergency Preparedness funds for **grants up to \$75,000.**

DC Citizen Corps (DCCC) is a component of USA Freedom Corps, a White House initiative designed to foster a culture of citizenship, service, and responsibility and to help all Americans answer the President's Call to Service. Serve DC is the designated coordinator of the DC Citizen Corps for the District of Columbia. DC Citizen Corps creates opportunities for individuals to help their communities prepare for and respond to emergencies. It brings together local leaders, citizen volunteers and the network of first responder organizations, such as fire departments, police departments and emergency medical personnel. The mission of the DC Citizen Corps is to have all citizens participate in making their communities safer, stronger and better prepared to prevent and handle threats of terrorism, crime, and disasters of all kinds.

Awards will be made to organizations in the District of Columbia to incorporate emergency preparedness activities, exercises, and trainings for potential volunteers in various DC communities. This initiative will support a wide range of program activities that emphasize readiness in the event of natural and man-made disasters in the District of Columbia. Additionally, applicants must propose to coordinate with and aid Serve DC in Emergency Support Function #16 - *Volunteer and Donation Management*, outlined in the District Response Plan. Prior knowledge and/or experience with Emergency Support Function #16 is preferred but not required. However, a willingness to be trained in details surrounding the Support Function is mandatory.

Criteria for eligible applicants: Eligible applicants are organizations currently operating emergency preparedness programs within the District of Columbia.

An organization described in Section 501 (c) (4) of the Internal Revenue Code, 26 U.S.C. 501 (c) (4), that engages in lobbying activities is not eligible to apply, serve as a host site for members, or act in any type of supervisory role in the program. **Individuals are not eligible to apply.**

All eligible applicants must meet all of the applicable requirements contained in the application guidelines and instructions. The Request for Application (RFA) will be released on March 21, 2008 at 9:00 a.m. **The deadline for submission is May 5, 2008 at 5:00 pm.**

Technical assistance sessions schedule is as follows: March 26, 2008 and April 22, 2008 at 441 4th Street NW, Washington, DC, 11th Floor, South. All interested applicants must register and attend the technical assistance session. Please email Regina Moran at regina.moran@dc.gov to RSVP for a training session. Technical Assistance sessions will be posted on our website at www.serve.dc.gov.

The DC Commission on National and Community Service anticipates awarding up to \$153,532 in DC Citizen Corps Emergency Preparedness grants, not to exceed \$75,000 per grant. The actual number and dollar amount of the awards will depend on the number of approved applications received.

Applications can be obtained from 441 4th Street NW, Suite 1140N, Washington, DC 20001 or our website at www.serve.dc.gov. For additional information please call Regina Moran, Coordinator of Special Initiatives, at 202/727-0709.

**HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY
HOMELAND SECURITY GRANTS DIVISION**

PUBLIC NOTICE OF FUNDING AVAILABILITY

FY 2008 Urban Area Security Initiative Nonprofit Security Grant Program

The Homeland Security and Emergency Management Agency / Homeland Security Grants Division announces the availability of federal grant funds through the Fiscal Year (FY) 2008 Urban Area Security Initiative (UASI) Nonprofit Security Grant Program (NSGP).

The FY 2008 UASI NSGP provides funding support for target hardening activities to 501(c)(3) nonprofit organizations located within specific high-threat, high-density urban areas (the National Capital Region) and are determined to be at high risk of international terrorist attack. Grant funding may only be used for the following: (1) target hardening, which includes the acquisition and installation of security equipment on real property (including buildings and improvements) owned or leased by an eligible nonprofit organization, specifically in response to a risk of terrorist attack, or (2) security-related training courses and programs. Allowable training related costs under the FY 2008 UASI NSGP are limited to attendance fees for the training, and related expenses, such as materials, supplies, and/or equipment. Please note: the maximum grant award is \$75,000 per nonprofit organization and they must agree to 75% Federal / 25% grantee sharing of project expense. This cost match may be met in cash or through equivalent, related training.

Eligible applicants are limited to nonprofit organizations having current IRS approval as a IRC Section 501(c)(3) tax-exempt status organization and located within the National Capital Region, defined as the District of Columbia; counties of Montgomery and Prince George's (MD); counties of Arlington, Fairfax, Prince William and Loudon and the City of Alexandria (VA); and all other units of government within the geographic areas of such District, Counties, and City.

For more specific information, applicants should review the eligibility requirements in the Request for Applications (RFA). The complete RFA will be available on our website at <http://hsema.dc.gov>.

The deadline for applications is 5:00 p.m. on Tuesday, April 1, 2008.

For more information and/or to request an application please contact by telephone or email:

Charles Madden
Homeland Security Grants Division Chief (Acting)
Homeland Security and Emergency Management Agency
2720 Martin Luther King Jr. Avenue, SE, 2nd Floor
Washington, DC 20032
Charles.madden@dc.gov
202-727-6161

**HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY
HOMELAND SECURITY GRANTS AND PROGRAM MANAGEMENT DIVISION**

NOTICE OF REQUEST FOR APPLICATIONS

FY 2008 Urban Area Security Initiative Nonprofit Security Grant Program

The Fiscal Year (FY) 2008 Urban Areas Security Initiative (UASI) Nonprofit Security Grant Program (NSGP) provides funding support for target hardening activities to nonprofit organizations that are at high risk of international terrorist attack. While this funding is provided specifically to high-risk nonprofit organizations, the program seeks to integrate nonprofit preparedness activities with broader state and local preparedness efforts. It is also designed to promote coordination and collaboration in emergency preparedness activities among public and private community representatives, State and local government agencies, and Citizen Corps Council(s).

The intent of the FY 2008 UASI NSGP is to create a sustainable national model program to enhance security and overall preparedness to prevent, respond to, and recover from acts of terrorism. States must ensure that the identified urban areas take an inclusive regional approach to the development and implementation of the FY 2008 UASI NSGP and involve core cities, core counties, contiguous jurisdictions, mutual aid partners, port authorities, rail and transit authorities, state agencies, Citizen Corps Council(s), and Metropolitan Medical Response System steering committees.

To obtain a complete RFA package and Investment Justification template, please visit our website at <http://hsema.dc.gov>. You may also contact Charles Madden at 202-727-6161 or charles.madden@dc.gov.

The deadline for submission is Tuesday, April 1, 2008, at 5:00 p.m. E.S.T. Completed applications must be delivered on or before 5:00 p.m. E.S.T., Tuesday, April 1, 2008. Address the application to:

**Attn: Charles Madden
District of Columbia Government
Homeland Security Grants Division Chief (Acting)
Homeland Security and Emergency Management Agency
2720 Martin Luther King Jr. Avenue, SE, 2nd Floor
Washington, DC 20032.**

NO APPLICATIONS WILL BE ACCEPTED AFTER THE FILING DEADLINE

**DISTRICT OF COLUMBIA
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

RESCIND NOTICE

This notice rescinds Notice of Funding Availability published in DC Register, Vol. 55 No. 9, page 2186 on February 29, 2008. The text of the notice follows:

NOTICE OF FUNDING AVAILABILITY

Administration of the District of Columbia Homebuyer Assistance Program

The District of Columbia Department of Housing and Community Development (DHCD) hereby announces grant funding availability for a District of Columbia, non-profit organization to administer the following District of Columbia Homebuyer Assistance Programs: Home Purchase Assistance Program (HPAP); Employer Assisted Housing Program (EAHP); and the Home Purchase Assistance Step-Up Program. The Department intends to make funds available to one non-profit organization for these activities.

The Request for Applications (RFA) will include detailed descriptions of required organizational qualifications and grant-eligible activities.

The RFA will be available on Friday, February 29th, 2008, at DHCD, located at: 801 North Capitol Street NE, Washington, DC 20002 – 7th Floor Reception Desk. The RFA will also be available on the DHCD website, located at www.dhcd.dc.gov, on or about March 7, 2008. For additional information about this opportunity, please contact Janice Blassingame of DHCD's Residential and Community Services Division, at (202) 442-7295.

DHCD will host a pre-application conference for potential RFA respondents on Tuesday, March 11, 2008, at 10:00 a.m. at DHCD, 801 N. Capitol Street, NE, 9th Floor. All potential applicants are encouraged to attend the conference.

The deadline for submission of grant applications is Thursday, April 10, 2008, at 4:00 p.m.

Funding under this notice is anticipated to begin on or before January 1, 2009.

OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA

February 22, 2008

Notice is hereby given that the following named persons have been appointed as Notaries Public in and for the District of Columbia, effective on or after March 15, 2008.

Alexander,	Rose Knox	New	440 L St,NW #102	20001
Auslaender,	Justin	New	Law Office/Andrew Kline 1225 19th St,NW	20036
Ayele,	Elfinesh	Rpt	513 O St,NW	20001
Banks,	La'Von A.	New	2475 Va Ave,NW	20037
Barnes-Adams,	Dorothy	New	Howard University Hospital 2024 Ga Ave,NW 1st Floor	20060
Ben Amor,	Farid E.	New	503 H St,SW	20024
Bergling,	Susanne	Rpt	For the Record 2300 M St,NW Suite 800	20037
Blecki, Jr.,	Douglas R.	New	The Shaffer Law Firm 1747 Pa Ave,NW #1100	20006
Brady,	Michael Todd	New	Amer Public Gas Association 201 Mass Ave,NE #C4	20002
Brantley,	Patricia	Rpt	Department of Justice 601 D St,NW #9005	20004
Brown,	Cheryl V.	Rpt	Department of Interior 1849 C St,NW MS 7308	20240
Brown,	Trina	New	Document Managers 510 Florida Ave,NW	20001
Burroughs,	Teresa M.	New	Constantine Cannon 1627 I St,NW 10th Floor	20006
Bush,	Robin C.	New	SouthPaw Properties 603 Raleigh Pl,SE #1	20032

-2-

Chapman,	Bruce	New	Bank Fund Staff F C U 1818 H St,NW	20433
Chisholm,	Gail	New	Georgetown University Hospital 3800 Reservoir Rd,NW	20007
Coleman,	Rowena	New	Horning Brothers 1350 Conn Ave,NW #800	20036
Connors,	Margaret Sullivan	New	Saul Ewing 2600 Va Ave,NW	20037
Contee,	Haynes Robert	New	Law Office 1380 Monroe St,NW #263	20010
Davis,	Shirley V.	Rpt	PricewaterhousCoopers 1301 K St,NW	20005
Dillon,	Tess C.	Rpt	Metro Wash Council of Govs 777 N Capitol St,NE	20002
Doan,	Barbara A.	Rpt	Davis Polk & Wardwell 1300 I St,NW #1000E	20005
Doggett,	Cheryle W. Wanner	Rpt	Doggett Enterprises 666 11th St,NW #300	20001
Forte,	Della	New	One Metro Center 700 12th St,NW	20005
Frazier,	Tiffany A.	New	Pub Serv Comm/Gen Counsel 1333 H St,NW 7th Floor ET	20005
Frueh,	Anna C.	New	Newseum/Freedom Forum 555 Pa Ave,NW	20001
Gels,	Patty Artrip	Rpt	U.S. District Court 333 Const Ave,NW	20001
Greene,	Leslei A.	Rpt	L A Services 20 Jefferson St,NE	20011

-3-

Gutierrez,	Elizabeth B.	New	American Red Cross 2025 E St,NW	20006
Guzman,	Nicholas	New	Alderson Reporting 1111 14th St,NW	20005
Harris,	Joseitta L.	New	1322 Half St,SW #302	20024
Hochevar,	Sonya	New	Community Preservation.... 5513 Conn Ave,NW #250	20015
Huston,	Andrea P.	New	Alderson Reporting 1111 14th St,NW	20005
Ivory,	Charlyne	New	Institute for America's Future 1825 K St,NW #400	20006
Jenkins,	Ruth A.	New	D C Sports & Entertainment 2400 E Cap St,SE	20003
Johnston,	Paola Eldridge	Rpt	Laborers' Intl Union of N Amer 905 16th St,NW	20006
Jordan,	Thorell L.	New	Tenacity Real Estate 2008 Hillyer Pl,NW	20009
Latham,	Delores E.	New	U.S. Coast Guard 2100 2nd St,SW CG0947 #11C	20593
Lewis,	Donna M.	New	7425 13th St,NW	20012
Lewis,	Johnnie L.	New	DCDOT/Office of Integrity 2000 14th St,NW 5th Floor	20009
Locus-Garvin,	Chevela	New	Configuration 3015 V St,NE	20018
Lovett,	Ana Sofia	New	Georgetown University Hospital 3800 Reservoir Rd,NW	20007

-4-

Lyon,	Harriett V.	New	Rudolph R Jones CPA & Assoc 7705 Ga Ave,NW #203	20012
McFadden,	Regina S.	Rpt	Womble Carlyle Sandridge Rice 1401 I St,NW 7th Floor	20005
Manning,	Wanda	New	Horning Brothers 1350 Conn Ave,NW #800	20036
Marble,	Shaun	New	Monarch Title 210 7th St,SE #100	20003
Myers,	Beverly A.	Rpt	Womble Carlyle Sandridge Rice 1401 I St,NW 7th Floor	20005
Nuckols,	Delois J.	Rpt	H O R/C A O Longworth HOB#B227	20515
Ofosu,	Joseph R.	Rpt	H U/School of Pharmacy 2300 4th St,NW	20059
Orrick,	Michael	Rpt	H O R/C A O Longworth HOB#B227	20515
Palmer,	Dona J.	Rpt	McCarthy Sweeney Harkaway 2175 K St,NW #600	20037
Palmer,	Paul	New	U S Court of Appeals 333 Const Ave,NW	20001
Perez,	Carolina E.	New	Inter-Amer Development Bank 1300 N Y Ave, NW	20577
Plata,	Maria Lyisa N.	New	CitiBank 1000 Vt Ave,NW	20005
Proctor,	Eleanor	New	Office of Tax & Revenue 941 N Cap St,NE	20002
Ramroop,	Bhanmattee L.	New	PNC Bank 1348 4th St,NE	20002

-5-

Ricketts,	Moira E.	Rpt	Williams & Connolly 725 12th St,NW	20005
Robertson,	Michele R.	New	SK&A Structural Engineers 1709 N St,NW	20036
Rosales,	Ana C.	New	Brennan Title Company 5100 Wis Ave,NW #514	20746
Rozman,	Elizabeth	New	Wachovia Bank 2000 L St,NW	20005
Russo,	Linda L.	New	U.S. District Court 333 Const Ave,NW #6503	20001
Scott,	Connor G.	New	Wachovia Bank 1301 Pa Ave,NW	20004
Sharp,	Dorothy	New	CAM Investments 513 23rd Pl,NE	20002
Sharpe,	Shelia M.	Rpt	CitiBank 435 11th St,NW	20004
Smith,	Carmen M.	Rpt	Ace Federal Reporters 1401 N Y Ave,NW 12th Floor	20005
Sorreta,	Maria C.	New	CitiBank 1000 Vt Ave,NW	20005
Steffan,	Janet A.	New	L A D Reporting 1100 Conn Ave,NW #850	20036
Stephenson,	Amanda	New	Anacostia Economic Dev 2021 MLK Ave, SE	20020
Stewart, III,	John T.	Rpt	Stewart Funeral Home 400 Benning Rd,NE	20019
Stewart,	Tiffany	New	PNC Bank 2600 Va Ave,NW	20037

-6-

Stubbs,	Eveline H.	Rpt	DOT/Fed RR Admin 1200 NJ Ave,SE MS10 W31 20 20590
Suliman,	Salih	New	Sonet Net Telecommunications 1818 N Y Ave,NE 20002
Tyler,	Janice A.	New	Danaher Corporation 2099 Pa Ave,NW 12th Floor 20006
Weiss,	Paul Geoffrey	Rpt	Keller & Heckman 1001 G St,NW #500W 20001
Wood,	Cheryl M.	Rpt	Howrey 1299 Pa Ave,NW 20004
Woods-Green,	Brenda P.	New	4227 Grant St,NE 20019
Zuckerman,	Adam	New	Hovde Capital 1824 Jefferson Pl,NW 20034
Anderson,	Patricia Reynolds	Rpt	Mortgage Insurance Co of Amer 1425 K St,NW 20005
Bowles,	Deborah A.	Rpt	Bonner Kiernan Trebach et al 1233 20th St,NW 8th Fl 20036
Garland,	Josephine M.	Rpt	601 Edgewood St,NE #25 20017
Laumer,	Charlene D.	Rpt	Bonner Kiernan Trebach et al 1233 20th St,NW 8th Fl 20036

DC SPORTS & ENTERTAINMENT COMMISSION

NOTICE OF CHANGE IN MEETING SCHEDULE

The March 5, 2008 regularly scheduled meeting of the D.C. Sports & Entertainment Commission has been rescheduled to Wednesday March 12, 2008.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17603-A of Johnson Kunlipe, pursuant to 11 DCMR § 3104.1, for a special exception under section 353 to allow the development of four four-unit apartment buildings in the R-5-A district at premises 5206 and 5208 F Street, S.E. and 5210 and 5212 F Street, S.E. (Square 5316, Lots 25, 26, 805, and 807).

HEARING DATE: May 8, 2007
DECISION DATE: June 5, 2007
RECONSIDERATION DATE: February 5, 2008

ORDER DENYING RECONSIDERATION

By order dated December 11, 2007, the Board approved an application submitted December 28, 2006 by Johnson Kunlipe ("Applicant") for a special exception under § 353 of the Zoning Regulations to allow development of four new apartment buildings, each with four apartment units, in the R-5-A district at 5206, 5208, 5210, and 5212 F Street, S.E. (Square 5316, Lots 25, 26, 805, and 807). Parties in the proceeding were the Applicant, Advisory Neighborhood Commission 7E, and Rosa Green, a party in opposition to the application, who owned and lived in property abutting the subject property.

On December 26, 2007, the party in opposition submitted a motion for reconsideration of the order. The motion reiterated the party's opposition to approval of the special exception requested by the Applicant and asked the Board "to consider population density, the safety of the residents, ... investments as homeowners, hydrological issues, parking, recreation, and privacy." As "reasons for reconsideration," the motion cited Zoning Case No. 07-30, a proposal by the Office of Planning to rezone certain squares, including the location of the subject property, from R-5-A to R-2 or R-3; the low density of the surrounding neighborhood; hydrological problems; the "integrity" of the Applicant; and the knowledge of the ANC. The motion included several photographs of a four-unit apartment building, which the party in opposition asserted was designed by the Applicant's architect and illustrated how the planned apartment buildings on the

BZA APPLICATION NO. 17603-A**PAGE NO. 3**

subject property would adversely affect air, light, and the low-density character of the neighborhood.

The Board did not receive responses to the motion from the other parties.

CONCLUSIONS OF LAW

The party in opposition submitted a timely request for reconsideration of the Board's order in this proceeding.¹ A motion for reconsideration must state specifically all respects in which the final decision is claimed to be erroneous, the grounds of the motion, and the relief sought. 11 DCMR § 3126.4.

The Board was not persuaded that the motion by the party in opposition alleged any grounds to reconsider its decision to grant the special exception requested by the Applicant. The motion did not state any respect in which the Board's decision was claimed to be erroneous, and the "reasons for reconsideration" listed in the motion did not present any new argument relevant to the Board's deliberations in this case. Rather, the party in opposition cited factors already considered by the Board, such as the character of the surrounding neighborhood, hydrological concerns, the effects on light and air to abutting properties, parking, and the issues and concerns of the affected ANC. The party in opposition's allegations concerning the "integrity" of the Applicant were not germane to the Board's decision and thus are not grounds for reconsideration.

As noted in the motion, in Case No. 07-30, the Zoning Commission has decided to consider a proposed map amendment that would, if approved, alter the zoning applied to the subject property. However, as the Commission has not yet taken final action on the proposed rezoning, Case No. 07-30 has no bearing on the Board's action on this application, which was decided consistent with the zoning currently in place on the subject property.

Accordingly, it is therefore **ORDERED** that the motion for reconsideration is **DENIED**.

VOTE: 3-0-2 (Ruthanne G. Miller, Marc D. Loud, and Curtis L. Etherly, Jr. voting

¹ The order was issued on December 11, 2007 and the motion was received on December 26, 2007. Generally, a motion for reconsideration of a decision of the Board must be filed within 10 days from the date of issuance of a final written order. 11 DCMR § 3126.2. In this case, three days were added to the prescribed 10-day period pursuant to 11 DCMR § 3110.3, and two additional days were also added, pursuant to 11 DCMR § 3110.2, because the Office of Zoning was closed for holidays on December 24 and 25, 2007.

BZA APPLICATION NO. 17603-A
PAGE NO. 3

to deny; Mary Oates Walker and Shane L. Dettman not participating, not voting).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT
Each concurring Board member approved the issuance of this order.

FINAL DATE OF ORDER: FEB 22 2008

PURSUANT TO 11 DCMR § 3125.6, THIS ORDER WILL BECOME FINAL UPON ITS FILING IN THE RECORD AND SERVICE UPON THE PARTIES. UNDER 11 DCMR § 3125.9, THIS ORDER WILL BECOME EFFECTIVE TEN DAYS AFTER IT BECOMES FINAL.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17753 of W Street Acquisitions LLC, pursuant to 11 DCMR §§ 3104.1 and 3103.2, for a variance from the lot area requirements of section 401.3, a variance from the lot occupancy requirements of section 403.2, a variance from the rear yard requirements of section 404.1, variances from the side yard requirements of sections 405.3 and 405.9, a variance from the front yard requirements of section 2516.5(b), and a special exception under section 2516 which authorizes exceptions to building lot control in residence districts to permit the construction of a new residential development in the R-4/R-3 District at premises 1226-1252 W Street, S.E. (Square 5782, Lots 98, 99, 694, 810, 811, 812 and 1022).

HEARING DATE: February 19, 2007
DECISION DATE: February 19, 2007 (Bench Decision)

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2.

The Board provided proper and timely notice of the public hearing on this application by publication in the D.C. Register, and by mail to Advisory Neighborhood Commission (ANC) 8A and to owners of property within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 8A, which is automatically a party to this application. ANC 8A did not submit an official report related to the application. The Office of Planning (OP) submitted a report in support of the application.

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for a special exception under section 2516. No parties appeared at the public hearing in opposition to this application. Accordingly a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP report, the Board concludes that the Applicant has met the burden of proof, pursuant to 11

BZA APPLICATION NO. 17753

PAGE NO. 2

DCMR §§ 3104.1 and 2516, that the requested relief can be granted being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

Based upon the record before the Board and having given great weight to the Office of Planning report filed in this case, the Board concludes that the applicant has met the burden of proving under 11 DCMR §§ 3103.2, (401, 403, 404, 405 and 2516.5(b)) that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3101.6, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. It is therefore **ORDERED** that this application be **GRANTED**.

VOTE: 5-0-0 (Ruthanne G. Miller, Gregory N. Jeffries, Marc D. Loud, Shane L. Dettman and Mary Oates Walker to approve)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

Each concurring member approved the issuance of this order.

FINAL DATE OF ORDER: FEB 21 2008

UNDER 11 DCMR 3125.9, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE FOR THE BOARD OF ZONING ADJUSTMENT."

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSES OF SECURING A BUILDING PERMIT.

BZA APPLICATION NO. 17753

PAGE NO. 3

PURSUANT TO 11 DCMR § 3125 APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE, UNLESS THE BOARD ORDERS OTHERWISE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE §§ 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

TWR

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

NOTICE OF FILING

APPLICATION NO. 17787

On February 14, 2008, the Foreign Missions/Board of Zoning Adjustment of the District of Columbia, received the above-numbered application from Stephen N. Gell, Esq. on behalf of **The Republic of Uganda**, pursuant to 11 DCMR §§ 201.1 and 1000.1, to allow the establishment of a chancery (offices of a foreign mission) in the SSH/R-1-B District at premises 5909 16th Street, N.W. (Square 2724, Lot 4). The application will be considered by the Board in accordance with the requirements of the Foreign Missions Act, and any appropriate provisions of the Title 11 Zoning Regulations.

This is not a notice of public hearing on the application. That notice will be published at least 40 days in advance of the hearing.

For additional information about this application, contact the Office of Zoning, at 441 4th Street, N.W., Suite 200-S, Washington, D.C. 20001, telephone (202) 727-6311.

rsn